IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8246 OF 2006
WITH
CIVIL APPLICATION NO. 750 OF 2007

Bhikaji Krishnaji Pawar and ors. ..Petitioners

Vs.

Dr. Mohan Madhav Reddy and ors. ..Respondents

Mr. A.V. Anturkar with Mr.Sugandh Deshmukh for petitioners.
Mr. P.S. Dani for respondent no.5.

CORAM: B.H. MARLAPALLE, J.

Date : April 05, 2007.

P.C.:

. The impugned orders were initially challenged by filing Civil Revision Application and the same was sought to be withdrawn to file Writ Petition so as to challenge the virus of the concerned statutory provisions. However, in the meanwhile the validity of the statutory provisions also has been upheld by the Division Bench of this Court.

. As this court has taken a view in Writ Petition No. 4138 of 2006 vide order dated 24/8/2006

that the impugned orders can be challenged by filing Civil Revision Application under Section 115 of C.P.C. and a Writ Petition need not be entertained, the petitioners will have to now file a fresh Civil Revision Application, more so when the issue of constitutional validity of the concerned statutory provisions does not survive any more.

. Hence the petition is disposed with liberty as is available in law. Status quo order will continue for further period of four weeks.

. Civil Application No. 750 of 2007 does not survive and the same shall stand disposed as such.

(B.H. Marlapalle,J.)